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09/982286
10/16/01

UTILITY PATENT APPLICATION TRANSMITTAL

Submit an original and a duplicate for fee processing
(Only for new nonprovisional applications under 37 CFR 1.53(b))

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Attorney Docket No. 97,150-C

First Named Inventor Fruehauf

Express Mail No. EL921553211US

APPLICATION ELEMENTS

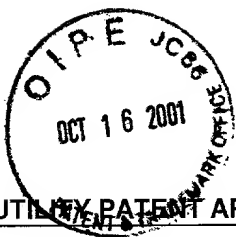
1. ☒ Transmittal Form with Fee
2. ☒ Specification (including claims and abstract) [Total Pages 23]
3. ☒ Drawings [Total Sheets 7]
4. ☒ Oath or Declaration [Total Pages 2]
 - a. ☐ Newly executed
 - b. ☒ Copy from prior application
[Note Boxes 5 and 18 below]
 - i. ☐ Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application
5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein
6. ☐ Computer Code Listing (See 1.96)
 - a. ☐ Microfiche Appendix
 - b. ☐ CD-Rom (in duplicate, with separate transmittal)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
 - a. ☐ Computer Readable Copy
 - b. ☐ Paper Copy
 - c. ☐ Statement verifying above copies
8. ☒ Small Entity Status
 - ☒ is claimed
 - ☒ Statement filed in prior application; status still proper and desired
 - ☐ is no longer claimed.

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers
10. ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)
 - ☐ PTO-1449 Form
 - ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
16. ☐ A Request for non-publication pursuant to 35 USC 122(b)(2)(B)(i)
17. ☒ Other:


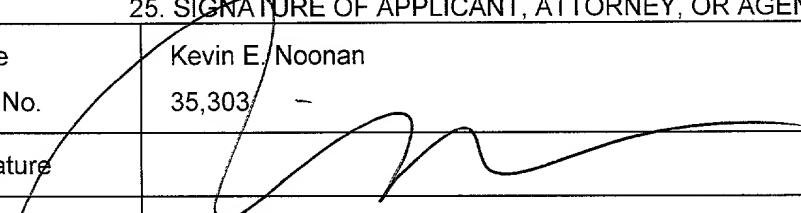
18. ☒ This is a CONTINUING APPLICATION. Please note the following:

- a. ☒ This is a ☐ Continuation ☒ Divisional ☐ Continuation-in-part of prior application sn 09/199,217, filed November 28, 1998.
- b. ☐ Cancel in this application original claims of the prior application before calculating the filing fee. (At least one claim must remain.)
- c. ☐ Amend the specification by inserting before the first line the sentence:
This is a ☐ continuation ☐ divisional ☐ continuation-in-part of application Serial No. .
- d. ☒ The prior application is assigned of record to Oncotech, Inc..



UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 97,150-C

APPLICATION FEES				
BASIC FEE				\$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	20 -20=		x \$18.00	\$
Independent Claims	2 - 3=		x \$84.00	\$
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+ \$280.00	\$
Total of above calculations =				\$ 740.00
Reduction by 50% for filing by small entity =				\$(370.00)
<input type="checkbox"/> Assignment fee if applicable			+ \$40.00	\$
TOTAL =				\$ 370.00
19. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 13-2490 in the amount of \$370.00				
20. <input type="checkbox"/> A check in the amount of \$ is enclosed.				
21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490: a. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.16. b. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.17. c. <input type="checkbox"/> Fees required under 37 CFR 1.18.				
22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.				
23. CERTIFICATE OF MAILING				
I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Asst. Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.				
24. USPTO CUSTOMER NUMBER				
<div>10/23/2001 HMEKONEN 00000030 132490 09982286 Sale Ref: 00000070 DAW: 132490 09982286 01 FC:201 370.00 CH</div> <div> 20306 PATENT TRADEMARK OFFICE</div> <div>McDonnell Boehnen Hulbert & Berghoff</div>				
25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED				
Name	Kevin E. Noonan			
Reg. No.	35,303			
Signature				
Date	October 16, 2001			

UTIL (Rev. 11/21/00)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,150-C)

PATENT

In application of:

Fruehauf

Serial No. To be assigned

Filed: October 16, 2001

For: Methods for Cancer Prognosis
and Diagnosis

Before the Examiner:

J. Burke

Group Art Unit: 1642

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached

Preliminary Amendment

2. A filing fee of \$370.00 is required.
3. Please charge the full amount of any required fee or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

5. CERTIFICATE UNDER 37 CFR 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 herein above, are being sent via U.S. Postal Service as Express Mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on this 16th day of October 2001.

By:

Kevin E. Noonan, Ph.D.
Reg No. 35,303